

Dean Engelhardt et al.

Serial No.: Not Yet Known

Filed: Herewith

Page 21 (Preliminary Amendment Accompanying Request for  
Continuation Application Under 37 C.F.R. §1.60-September 30, 1992)

### REMARKS

In this continuation application, Applicants are presenting new claims 2-43 for examination on the merits. No new matter has been entered by the presentation of these claims.

Applicants have effected a number of amendments to the instant specification for the sake of accuracy and completeness, and also to conform the language in the instant application with the language in other related applications. Some of the foregoing amendments have been made merely to correct minor errors of a typographical and/or grammatical nature. In another instance, information cross-referencing the instant application with other prior applications in the family has been appropriately inserted. Applicants note that in accordance with U.S.C. §120 and 37 C.F.R. §1.78, the instant application has an effective filing date of June 23, 1982, based upon the "great-grandparent" filed on that date, U.S. Application Serial No. 391,440 (now abandoned).

In other instances (pages 2, 97 and 98), information regarding the citation for U.S. Application Serial No. 255,223 (filed on April 17, 1981) has been updated. The contents of that application were incorporated into the instant specification by reference. A continuation application of Serial No. 255,223 issued as U.S. Patent No. 4,711,955 on December 8, 1987, and that fact has now been indicated in the instant specification. With respect to this reference, Applicants feel obliged to point out that it was an unfortunate act of draftsmanship that almost the entire contents of Ward et al., U.S. Patent No. 4,711,955, were copied *verbatim* and incorporated in that way into the instant originally filed

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Page 22 (Preliminary Amendment Accompanying Request for  
Continuation Application Under 37 C.F.R. §1.60-September 30, 1992)

specification. This *verbatim* "expropriation" contravened the more conventionally accepted practice of referring to the Ward et al. application (which later issued as the '955 patent) - and incorporating it by reference into the instant application. Therefore, in order to improve the readability and of the specification - as well as the clarity of the instant invention - Applicants have deleted hereinabove the bulk of the Ward et al. disclosure from the specification at hand, while at the same time, maintaining the original language that incorporated that disclosure by reference.

Applicants have also amended the instant specification in several instances above by inserting the acronyms, "PM," "SM," and "BASE," for the phosphate, sugar and base moieties, respectively. Again, these amendments merely conform the instant application to other related applications in the family. Applicants further note that these designations of the phosphate, sugar and base moieties in the instant claims and specification, are but mere acronyms for the originally disclosed and aforementioned elements. More specifically, these acronyms are logically derived from the elements they represent. For example, "PM" merely connotes the "phosphate moiety;" "SM" the "sugar moiety;" and "BASE" the "base" moiety. The latter is clearly defined or represented in the instant claims as "a pyrimidine, purine or 7-deazapurine moiety," i.e., a base moiety. It is respectfully submitted that the inclusion of such acronyms into the instant disclosure does not in any way constitute the insertion of new matter under the statute.

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Page 23 (Preliminary Amendment Accompanying Request for  
Continuation Application Under 37 C.F.R. §1.60-September 30, 1992)

Applicants are also submitting attached to this Preliminary Amendment as Exhibit A a new Abstract of the Disclosure to replace that which was originally filed in this application. The newly submitted Abstract is found on a new replacement page 141. The last of the originally filed claims was found on page 140, counting the pages for the claims from the last numbered page (110) of the instant specification. It is believed that the new Abstract more completely reflects the instantly claimed invention.

The fee for the newly added claims, 2-44, is \$460. The Patent and Trademark Office is hereby authorized to charge the amount of \$460 to Deposit Account No. 05-1135. The Patent and Trademark Office is further authorized hereby to charge Deposit Account No. 05-1135 for any other fees due in connection with this Preliminary Amendment or the Request for a Continuation Application, and to credit any overpayment thereto.

Early and favorable action on the claims presented herein is courteously solicited.

Respectfully submitted,



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